IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.6987 of 2008
GANESH KUMAR GHOSH @ GANESH GHOSH
Versus
THE STATE OF BIHAR
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3 5.5.2008 Heard learned counsel for the petitioner and the State.

The petitioner apprehends arrest in a case under Section 409 and other Sections of the Indian Penal Code.

The petitioner at the relevant time was Deputy Chief Executive Cum Cashier of Central Bank of India Employees Saving and Credit Self Supported Cooperative Societies Ltd. The complainant-informant was the collection agent of the said Society and he got 450-500 accounts opened in the society under daily deposit scheme and deposited their amount. The allegation is that on maturity the amount was not paid to the depositors. On repeated demands and requests the authority issued cheques to the tune of Rs.2, 90,736/- to some of the depositors, which were returned for want of fund. Thereafter, in spite of repeated requests no step was taken for payment of the amount to the depositors.

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Case diary has been received. On perusal of the case diary it appears that witnesses have supported the allegation leveled against this petitioner.

Thus, having regard to the facts and circumstances, I am not inclined to release the petitioner on anticipatory bail. Accordingly, the same is hereby rejected.

The petitioner is directed to surrender before the court below and pray for regular bail. In that event the court below shall consider his prayer on its own merit without being prejudiced by this order.

B.Jha **(Ghanshyam Prasad)**

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